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JUN 02 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **CHIBA, Shingo, et al.**

Group Art Unit: **2875**

Serial No.: **10/560,618**

Examiner: **TON, Anabel**

Filed: **September 8, 2006**

P.T.O. Confirmation No.: **6835**

**FOR: CORNEAL EPITHELIAL SHEET, METHOD OF CONSTRUCTING THE SAME
AND TRANSPLANTATION METHOD USING THE SHEET**

RESPONSE UNDER 37 CFR §1.116

**- EXPEDITED RESPONSE -
GROUP ART UNIT 2875**

OK TO ENTER A.T.

MAILSTOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

June 2, 2008

Sir:

In response to the Office Action dated April 8, 2008, Applicants respectfully request reconsideration and removal of the rejection of Claim 1 on the grounds of nonstatutory obviousness-type double patenting.

Attached herewith is a Terminal Disclaimer in regard to U.S. Patent No. 6,994,455. Claim 1 as well as Claims 2-15 are believed to be allowable in view of the Allowable Subject Matter found on page 3 of the Office Action..

It is believed that this Amendment is fully responsive to the Office Action dated April 8, 2008.

If, for any reason, it is felt that this application is not now in condition for allowance, the